

Governor's Office of Homeland Security



FY07-08 California Transit Security Grant Program Intercity Passenger Rail/Commuter Rail Systems (CTSGP-IPCR)

Program Guidelines and Application Kit

February 05, 2008

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Overview

The Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (Proposition 1B)

The Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, approved by the voters as Proposition 1B at the November 7, 2006 general election, authorizes the issuance of nineteen billion nine hundred twenty five million dollars (\$19,925,000,000) in general obligation bonds for specified purposes, including grants for transit system safety, security and disaster response projects.

California Ports Infrastructure, Security and Air Quality Improvement Account

Section 8879.23 of the California Government Code creates the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 in the State Treasury. Section 8879.23 (h) directs that one billion dollars (\$1,000,000,000) be deposited in the Transit System Safety, Security and Disaster Response Account. This section further directs that one hundred million dollars (\$100,000,000) be made available upon appropriation by the legislature for grants to eligible entities for eligible transit system safety, security and disaster response projects.

Senate Bill 88

Senate Bill 88 (SB 88) was signed by the Governor and chaptered into law on August 24, 2007. SB 88 implements the provisions of the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006.

http://leginfo.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_88_bill_20070824_chaptered.pdf

California Transit Security Grant Program Intercity Passenger Rail/Commuter Rail (CTSGP-IPCR)

The program guidelines and application kit provides eligible applicants with the guidance, information and documents necessary to participate in the **California Transit Security Grant Program, Intercity Passenger Rail/Commuter Rail (CTSGP-IPCR)** administered by the Governor's Office of Homeland Security (OHS).

The *Program Guidelines and Application Kit* may be obtained at:

<http://www.homeland.ca.gov/grants.html>.

NOTE: The FY 07-08 CTSGP- IPCR guidance may be modified through the issuance of Grant Management Memos. The **Intercity Passenger Rail/Commuter Rail Systems (CTSGP-IPCR) guidance** is a living document and is subject to change.

As the administrative agency for the CTSGP-IPCR, the Governor's Office of Homeland Security will issue program guidelines, grant management memorandums, conduct grant management workshops, training sessions, meetings and working groups. Information regarding these activities will be communicated to program participants and the public on the OHS website:
<http://www.homeland.ca.gov/index.html>.

Funds Available

Funds appropriated for the FY 07-08 California Transit Security Grant Program, Intercity Passenger Rail/Commuter Rail Systems (CTSGP-IPCR) is **fifteen million dollars (\$15,000,000)**.

Eligible Recipient Agencies

The eligible recipients for these funds are set forth in Section 14035 and the commuter rail systems operated by the entities specified in Section 14072 and in Section 99314.1 of the Public Utilities Code.

Eligible Capital Expenditures

Eligible activities include either of the following:

- (A) A capital project that provides increased protection against a security or safety threat, including, but not limited to the following:
 - 1) Construction or renovation projects that are designed to enhance the security of public transit stations, tunnels, guideways, elevated structures or other transit facilities and equipment.
 - 2) Explosive device mitigation and remediation equipment.
 - 3) Chemical, biological, radiological and nuclear explosives search, rescue or response equipment.
 - 4) Interoperable communications equipment.
 - 5) Physical security enhancement equipment.
 - 6) The installation of fencing, barriers, gates or related security enhancements that are designed to improve the physical security of transit stations, tunnels, guideways, elevated structures or other transit facilities and equipment.
 - 7) Other security related projects approved by OHS.
- (B) A capital project that increases the capacity of transit operators to prepare for disaster-response transportation systems that can move people, goods, emergency personnel and equipment in the aftermath of a disaster.

Grant Performance Period

The grant performance period will commence upon grant award notification by the Governor's Office of Homeland Security (OHS) to the recipient agency. The duration of the grant performance period will be requested by the recipient agency in their investment justification, reviewed by the peer review panel and confirmed by OHS. **In no case will a grant performance period exceed three years.**

General Provisions

OHS will not approve project fund allocations for any project until the recipient agency provides a project funding plan that demonstrates that the funds are expected to be reasonably available and sufficient to complete the project. OHS will approve funding for useable project segments only if the benefits associated with each individual segment are sufficient to meet the objectives of the program from which the individual segment is funded.

The recipient agency must:

- (A) Provide for the audit of project expenditures and outcomes.
- (B) Identify the useful life of the project as part of the project nomination process.
- (C) Identify project delivery milestones, including, but not limited to, start and completion dates for environmental clearance, land acquisition, design, construction bid award, construction completion, and project closeout, as applicable.
- (D) Report, on a semiannual basis, on the activities and progress made toward implementation of the project.
- (E) If it is anticipated that project cost will exceed the approved project budget, the recipient agency shall provide a plan to the OHS for achieving the benefits of the project by either down-scoping the project to remain within budget or by identifying an alternative funding source to meet the cost increase. The administrative agency may either approve the corrective plan or direct the recipient agency to modify its plan.
- (F) Within six months of the project becoming operable, the recipient agency shall provide a report to the OHS on the final cost of the project as compared to the approved project budget, the project duration as compared to the original project schedule as of the date of allocation, and performance outcomes derived from the project compared to those described in the original application for funding.

Project Approval Process

Projects submitted for funding will be reviewed and approved in two phases.

Phase 1

Investment Justifications

Eligible applicants may submit Investment Justifications (IJ) no later than February 19, 2008. The Governor's Office of Homeland Security (OHS) will convene a Peer Review Panel (PRP) to evaluate the investment justifications and make recommendations to OHS. OHS will internally review the recommendations of the Peer Review Panel, review funding recommendations, and make final funding decisions.

The Investment Justifications (IJ) must be submitted on the template provided in Appendix A. The IJ will include the following sections:

- (A) Project Name
- (B) Project description and deliverables (must illustrate physical components of the project.)
 - 1) Proposed schedule for the project's completion
- (C) Project Justification
 - 1) How project reduces identified vulnerabilities and buys down risk
 - 2) The impact of not funding the project
 - 3) How will this project assist emergency response or increase protection against a security threat?
- (D) Project Full Cost or Budget (include scalability options, if applicable)
 - 1) Identify all nonbond sources of funding committed to the project
 - 2) Authorized Agent
 - 3) Signature Authority
- (E) That the useful life of the project shall not be less than the required useful life for capital assets specified subdivision (a) of section 16727.

Phase 2

Notice of Project Approval

Upon final project approval, recipient agencies will receive a formal notice of approval from the OHS. The notice of approval will include project milestones, audit requirements, program monitoring requirements, reporting requirements and direction to complete the OHS Financial Management Forms Workbook (FMFW). This can be found at: <http://www.homeland.ca.gov/grantsinfo2007.html>

Payment Request Process

To request reimbursement payment of FY 07-08 CTSGP-IRCRS funds, complete a payment request form using the OHS Financial Management Forms Workbook (FMFW) and return it to the appropriate Program Representative in the Transit Grants Unit at the Governor's Office of Homeland Security.

OHS Financial Management Forms Workbook V 1.07

<http://www.homeland.ca.gov/grants.html>

NOTE: Payments can only be made if the subgrantee has an approved application, valid Authorized Agent form and valid Grant Assurances form.

State Contact Information

All subgrantee application materials, related questions, comments and correspondence should be directed to the address below.

Governor's Office of Homeland Security
ATTN: Transit Security Grant Unit
State Capitol
Sacramento, CA 95814-4900
(916) 324-8908
(916) 324-5902 Fax

OHS Transit Security Grant Representatives

OHS Regional Program Representatives may be located on the Transit Security Grant Program – Regional Representative Contact map at:

<http://www.homeland.ca.gov/grants.html>

OHS Website

Governor's Office of Homeland Security Website

<http://www.homeland.ca.gov>

Access to ODP Secure Portal

Office for Domestic Preparedness (ODP) Secure Portal

<https://odp.esportals.com/index.cfm>

To obtain access to the ODP Secure Portal please contact BJ Bjornson, Secure Portal Administrator, Office of Homeland Security, Training and Exercise Program (T&E).

Bj.bjornson@ohs.ca.gov Phone (916) 826-4488

Subgrantee Timelines

FY 07-08 CTSGP-IPCR	Draft Guidelines and Application Kit issued	December 13, 2007
Timeline	Public Meeting	December 14, 2007
	Final Guidelines and Application Kit issued	February 05, 2008
	Investment Justification submittal period begins	February 05, 2008
	Investment Justification submittal period ends	February 19, 2008
	Peer Review Panel (PRP) meeting	February 26, 2008
	Project Selection	March 07, 2008

Key Changes and State Initiatives

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Project Funding Plan

Required Funding Plan Components

A completed project funding plan will include all of the following

- 1) **Completed OHS Financial Management Forms Workbook V 1.07**
 - a. Submitted electronically per uploading instructions on the ODP Secure Portal
 - i. Application Cover Sheet
 - ii. Grant Management Roster
 - iii. Project Ledger
 - iv. Project Description
 - v. Projects – A thru T as needed.
 1. Investment Justification – Goals and Objectives
 2. Project Description
 - vi. Equipment Inventory Ledger
 - vii. Authorized Agent (AA) form with appropriate signatures
- 2) **Authorized Agent – Mailed**
 - a. **Signed by Authorized Agent (AA)**
- 3) **Signed Original Grant Assurances – Mailed**
 - a. Available only in PDF format on the OHS website
 - b. Signed by Authorized Agent (AA)

The **Financial Management Forms Workbook V 1.07** can be found at <http://www.homeland.ca.gov/grants.html>

Document Submittal

All investment justifications, funding plans and Financial Management Forms Workbook materials are accepted on a continuous basis. Additional information will be requested or accepted from subgrantee at the sole discretion of the OHS.

Completed Investment justifications, funding plans and financial management forms workbook materials are accepted on a continuous basis. Additional information will be requested or accepted from subgrantee at the sole discretion of the OHS.

Completed Investment Justification documents **must be submitted electronically to the ODP secure portal, Transit Compartment, CTSGP folder.** All documents requiring original signatures must be mailed to the address below.

The mailing address for all applications is:

Governor's Office of Homeland Security
ATTN: Transit Security Grant Unit
State Capitol
Sacramento, CA 95814

ODP Secure Portal

<https://odp.esportals.com/index.cfm>

Grant Assurances

The Grant Assurances form lists the requirements to which the subgrantee will be held accountable.

Important Note: Self-created grant assurances forms will not be accepted.

Post-Award Requirements

Post Award Modifications

Post-award budget scope and time modifications must be requested using the **OHS Financial Management Forms Workbook V 1.07**, by the subgrantee's Authorized Agent, and submitted to the subgrantee's Program Representative in the Transit Security Grant Unit at the Governor's Office of Homeland Security. The subgrantee may implement the modifications, and incur associated expenses, **after** receiving **written final approval** of the modification from OHS.

NOTE: Modifications can be requested once per quarter during the grant performance period. Failure to submit modification requests, and receive written approval prior to expenditure could result in a reduction or disallowance of a cost incurred by the recipient agency.

Monitoring Subgrantee Performance

The state conducts regular subgrantee monitoring. The monitoring will be conducted on the subgrantees' administrative, programmatic and fiscal management of the grants.

These reviews may include, but are not limited to, the following:

- 1) Eligibility of expenditures.
- 2) Comparing actual subgrantee activities to those approved in the subgrant application and subsequent modifications, if any.
- 3) Ensuring that advances have been distributed in accordance with applicable guidelines.
- 4) Confirming compliance with:
 - a. Grant Assurances.
 - b. Information provided on performance reports and payment requests.
 - c. Needs and threat assessments and strategies.

Important Note

It is the responsibility of all subgrantees to monitor and audit the grant activities of their subrecipients. This requirement includes, but is not limited, to onsite verification of grant activities as required.

Subgrantee Performance Reports

Twice a year, subgrantees must prepare and submit performance reports (Appendix C) to the Governor's Office of Homeland Security (OHS), Transit Security Grant Unit, for the duration of the grant performance period, or until all grant activities are completed and the grant is formally closed. The required forms are attached as Appendix C. Subgrantees must complete and submit the required reports using the Office for Domestic Preparedness (ODP), Grants Reporting Tool (GRT)

<https://www.reporting.odp.dhs.gov>.

Due Dates

Performance reports will be due to OHS on June 30 and December 31.

Final Project Report

Within six months of a project becoming operable, the recipient agency shall provide a report to OHS comparing the final cost of the project to the approved project budget, the project duration as compared to the original project schedule from the date of allocation, and performance outcomes derived from the project compared to those described in the original application for funding. The OHS will forward the report to the Department of Finance (DOF) by means approved by the DOF.

Suspension or Termination

The state may suspend or terminate subgrant funding, in whole or in part, or other measures may be imposed for any of the following reasons:

- 1) Failing to expend funds in a timely manner consistent with the grant milestones, guidance and assurances.
- 2) Failing to comply with the requirements or statutory objectives of federal or state law.
- 3) Failing to make satisfactory progress toward the goals or objectives of federal or state law.
- 4) Failing to make satisfactory progress toward the goals or objectives set forth in the subgrant application.
- 5) Failing to follow grant agreement requirements or special conditions.
- 6) Proposing or implementing substantial plan changes to the extent that, if originally submitted, the proposed project would not have been approved for funding
- 7) Failing to submit required reports.
- 8) Filing a false certification in the application or other report or document.
- 9) Failing to adequately manage, monitor or direct the grant funding activities of their subrecipients.

Before taking action, the state will provide the subgrantee reasonable notice of intent to impose corrective measures and will make every effort to resolve the problem informally.

Closeout

The state will close a subgrantee award after:

- 1) Receiving a subgrantee Final Report (Appendix C) indicating that all approved work has been completed, and all funds have been disbursed;
- 2) Completing a review to confirm the accuracy of reported information; and
- 3) Report reconciling actual costs to awards, modifications and payments.
- 4) Reconciling actual costs to awards, modifications and payments.

Reconciliation indicates that the subgrantee:

- 1) If the subgrantee is owed additional funds, the state will send the final payment automatically to the subgrantee.
- 2) Did not use all funds, the state will send the final payment automatically to the subgrantee.
- 3) Did not use all funds received, the state will issue an Invoice or Grant Modification letter to recover unused funds.

In the **Grant Closeout Letter**, the state will notify the subgrantee of the start of the record retention period for all programmatic and financial grant-related records

Note: Failure to maintain all grant records for the required retention period could result in a reduction of eligible grant activities, and an invoice to return costs associated with the unsupported activities.

Payment Request Process

To request reimbursement payment of FY 07-08 CTSGP funds, complete a payment request form using the OHS Financial Management Forms Workbook (FMFW) and return it to the appropriate Program Representative in the Transit Security Grant Unit (TSGU) at the Governor's Office of Homeland Security.

OHS Financial Management Forms Workbook V 1.07

<http://www.homeland.ca.gov/grants.html>

Note: Payments can only be made if the subgrantee has an approved application and valid Grant Assurances form.

Appendixes

Appendix	Document
A	Investment Justification Template
B	Authorized Agent
C	Performance Report Template

Appendix A
California Transit Security Grant Program
Investment Justification Template
(Required Font – New Times Roman – 10)

A) Project Name

B) Project Description and Deliverables (Must illustrate physical components of the project)

- Proposed schedule for the project's completion.

C) Project Justification

- How project reduces identified vulnerabilities and buys down risk.

- The impact of not funding the project.

- How will this project assist emergency response or increase protection against a security threat?

D) Project Full Cost or Budget (include scalability options, if applicable)

- Identify all nonbond sources of funding committed to the project.

E) The useful life of the project shall not be less than the required useful life for capital assets

- Identify the useful life of the project.

Appendix B
Authorized Agent

AS THE _____
(Secretary / Director / President / Chief Executive Officer)

OF THE _____
(Name of State Organization)

I hereby authorize the following individual(s) to execute for and on behalf of the named State Organization, any actions necessary for the purpose of obtaining state financial assistance provided by the Governor's Office of Homeland Security.

_____, *OR*
(Name or Title of Authorized Agent)

_____, *OR*
(Name or Title of Authorized Agent)

_____,
(Name or Title of Authorized Agent)

Signed and approved this _____ day of _____, 20____

Appendix C
Performance Report Template

Date:

Recipient Agency:

Project Name:

Performance Period:

Notification of Award Date:

Anticipated Completion Date:

Milestones – Insert milestones from award letter – detail progress made toward meeting milestone.

1)

2)

3)

4)

5)

6)

Signature of Authorized Agent

Date

Name:

Title:

Phone:

Email: